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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Tyler A. Lowrey

§ Group Art Unit: 2811

Serial No.: 09/944,478

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Examiner: T. Quach

Filed: August 31, 2001

For: Elevated Pore Phase-Change Memory

§ Atty. Dkt. No.: ITO.0006US (P12499)

BOX DAC

Commissioner of Patents

Washington, DC 20231

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PETITION TO WITHDRAW HOLDING OF ABANDONMENT

TECHNOLOGY CENTER 2809

Dear Sir:

I hereby petition to withdraw the holding of abandonment in this case, on the basis of non-receipt of a response to the Office Action dated January 23, 2002 which contained a restriction requirement.

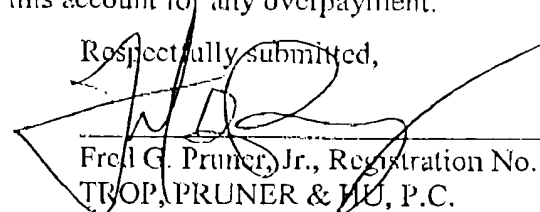
I hereby state that on January 31, 2002, Applicant filed a Response to Restriction Requirement via U.S. mail, a true and correct copy of which is enclosed.

In consideration of this submission, it is respectfully requested that the holding of abandonment be withdrawn.

Please charge the petition fee (37 C.F.R. § 1.17(h)) and any fee deficiency to Deposit Account No. 20-1504 (ITO.0006US) or credit this account for any overpayment.

Date: 8/30/02

Respectfully submitted,


Fred G. Pruner, Jr., Registration No. 40,779
TROP, PRUNER & HU, P.C.
8554 Katy Freeway, Suite 100
Houston, Texas 77024-1805
(713) 468-8880 [Phone]
(713) 468-8883 [Fax]

Date of Deposit: August 30, 2002

I certify that this document and/or authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax No. 703/308-7725) on the date indicated above.

Sherry Tipton